

UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

ANGEL LUIS SANTOS,  
Plaintiff

v.

J. CAUDLE, et al.,  
Defendants

:  
:  
:  
:  
:  
:  
:

CIVIL ACTION NO. 3:10-cv-1767

(Judge Nealon)

**ORDER**

NOW, THIS 5<sup>th</sup> DAY OF OCTOBER, 2012, for the reasons set forth in the

Memorandum issued this date, **IT IS HEREBY ORDERED THAT:**

1. Defendants' motion to dismiss and for summary judgment, (Doc. 56), is **GRANTED** for Plaintiff's failure to exhaust administrative remedies;
2. Plaintiff's amended complaint, (Doc. 12), is **DISMISSED**;
3. Plaintiff's motion for a temporary restraining order, (Doc. 69), is **DISMISSED as moot**;
4. The Clerk of Courts is directed to **CLOSE** this case; and
5. Any appeal will be deemed frivolous, not taken in good faith, and without probable cause.

  
United States District Judge

**FILED  
SCRANTON**

OCT 05 2012

PER 

DEPUTY CLERK